

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: PHILYAW, Jeffrey Jovan
Serial No.: 10/791,678
Confirmation No.: 2622
Filed: March 2, 2004
Group: 2141
Examiner: COULTER, Kenneth R.
For: METHOD AND APPARATUS FOR ACCESSING A REMOTE
LOCATION BY SENSING A MACHINE-RESOLVABLE CODE

Mail Stop: PATENT APPEAL CENTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

**SUBMISSION OF CORRECTION
OF APPEAL BRIEF UNDER 37 CFR 41.37(d)**

Pursuant to the requirements of the Notification of Non-Compliant Appeal Brief mailed on February 20, 2009, Applicant encloses herewith a Substitute Appeal Brief for correction of the Appeal Brief previously submitted on November 21, 2008. The following errors have been corrected:

1. In Section V, the footnotes have been corrected to reference the Specification by page and line numbers;
2. In the section entitled, "Appendices," the Non-Entered Amendment After Final dated April 21, 2008, has been removed;
3. In Section IV, the words, "but which is attached hereto as EXHIBIT C," have

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been deleted; and

4. In the Evidence Appendix, the Non-Entered Amendment After Final dated April 21, 2008, has been removed.

Applicant believes no fee is due; however, please charge any additional fees or deficiencies in fees or credit any overpayment to Deposit Account No. 20-0780/RPXC-26,664 of HOWISON & ARNOTT, L.L.P.

Respectfully submitted,
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